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6	Attorneys for Lead Plaintiff Henry Low and Lead Counsel for the Class	
7 8	UNITED STATES DISTRICT COURT	
	NORTHERN DISTRICT OF CALIFORNIA	
9	1	
10	IN RE ENERGY RECOVERY, INC. SECURITIES LITIGATION	No. 3:15-cv-00265-EMC
11	22001412202111011	Hon. Edward M. Chen
12		[PROPOSED] ORDER GRANTING STIPULATION REGARDING
13		AGREEMENT RESOLVING
14		LEAD PLAINTIFF'S EX PARTE APPLICATION
15		
16		
17	Upon review of the parties Stipulation Regarding Agreement Resolving Lead Plaintiff's Ex	
18	Parte Application, and good cause appearing therefore,	
19	IT IS HEREBY ORDERED AS FOLLOWS:	
20	1. In the event that the California Petition is granted, and without any admission	
21	that any of the documents that will be collected from David Barnes are relevant to the	
22	allegations in the Complaint, Energy Recovery shall treat all documents, data compilations	
23	(including electronically recorded or stored data), and tangible objects collected from David	
24	Barnes as if they were the subject of a continuing request for production of documents from an	
25	opposing party under the Federal Rules of Civil Procedure.	
26	2. To the extent Energy Recovery identifies any materials and/or documents in	
27	David Barnes' possession that it believes are subject to the terms of the Confidential	
28	[Proposed] Order Granting Stipulation Resolving Lead Plaintiff's <i>Ex Parte</i> Application In Re Energy Recovery, Inc. Securities Litigation Case No. 3:15-cv-000265-EMC	

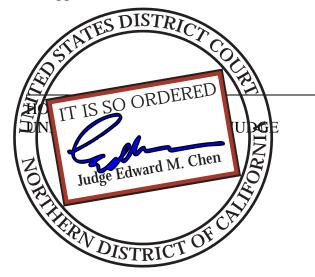
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Information and Invention Assignment Agreement between Energy Recovery and David Barnes, or another confidentiality obligation owed by David Barnes to Energy Recovery, Energy Recovery shall create and maintain a detailed log of the materials and/or documents received sufficient to identify, describe, recall, and produce the materials and/or documents at a later date in this litigation, without waiver of any objections as to their discoverability or admissibility.

3. Lead Plaintiff's Ex Parte Application [ECF No. 80] is denied without prejudice.

IT IS SO ORDERED.

Dated: 2/5/2016



[PROPOSED] ORDER GRANTING STIPULATION RESOLVING LEAD PLAINTIFF'S EX PARTE APPLICATION IN RE ENERGY RECOVERY, INC. SECURITIES LITIGATION CASE No. 3:15-cv-000265-EMC